

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : John A. Salon, et al.

U.S. Serial No. : Not Yet Known (Continuation Application
of PCT/US99/31169, filed 30 December
1999)

Filed : Herewith

For : DNA ENCODING A HUMAN MELANIN
CONCENTRATING HORMONE RECEPTOR (MCH1
AND USES THEREOF

1185 Avenue Of The Americas
New York, New York 10036
June 20, 2001

Assistant Commissioner for Patents
Washington, D.C. 20231
Box: Patent Application

Sir:

**PRELIMINARY AMENDMENT TO THE ACCOMPANYING CONTINUATION
APPLICATION FILED UNDER 37 C.F.R. §1.53**

Applicants request that the following amendment be made in the
above-identified application:

In the Specification:

On page 1, after the title, please delete the paragraph at lines
8-11 beginning "This application is a continuation-in-part..."
and insert the following as a separate paragraph:

--This application is a continuation of PCT International
Application No. PCT/US99/31169, filed 30 December 1999,

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designating the United States of America, which is a continuation-in-part of U.S. Serial No. 09/244,426, filed December 31, 1998, the contents of which are hereby incorporated by reference into the present application.--

In the claims:

Please cancel claims 12-31, 35-40, 42, 44-46, 48-82, 84-95 and 98-168 without disclaimer or prejudice to applicant's right to pursue the subject matter of these claims in a future continuation or divisional application.

REMARKS

This application is a continuation of PCT International Application No. PCT/US99/31169, filed 30 December 1999, designating the United States of America, which is a continuation-in-part of U.S. Serial No. 09/244,426, filed December 31, 1998. Accordingly, the parent application, PCT International Application No. PCT/US99/31169, is pending today in the United States of America pursuant to 35 U.S.C. §363, and the subject continuation application is co-pending therewith in fulfillment of the provisions of 35 U.S.C. §120.

By this Preliminary Amendment, applicants have hereinabove amended the specification on page 1 to insert the continuation data. Applicants maintain that the amendments made hereinabove do not raise any issue of new matter. Accordingly, applicants respectfully request entry of the Amendment.

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Claims 1-168 were pending in the subject application. By this Amendment, applicants have canceled claims 12-31, 35-40, 42, 44-46, 48-82, 84-95 and 98-168 without disclaimer or prejudice to applicant's right to pursue the subject matter of these claims in a future continuation or divisional application. Accordingly, upon entry of this Amendment, claims 1-11, 32-34, 41, 43, 47, 83, 96 and 97 will be pending and under examination.

If a telephone interview would be of assistance in advancing prosecution of the subject application, applicant's undersigned attorney invites the Examiner to telephone him at the number provided below.

No fee other than the filing fee of \$355.00, is deemed necessary in connection with this Preliminary Amendment. However, if any additional fee is required, authorization is hereby given to charge the amount of such fee to Deposit Account No. 03-3125.

Respectfully submitted,



John P. White
Registration No. 28,678
Attorney for Applicant
Cooper & Dunham LLP
1185 Avenue of the Americas
New York, New York 10036
(212) 278-0400